

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WISCONSIN

Christopher Lemke, individually and on
behalf of all others similarly situated,

Plaintiff,

v.

Kraft Heinz Foods Company,

Defendant.

Case No. 3:21-cv-00278-wmc

**Defendant's Motion to Dismiss
First Amended Class Action Complaint**

Hon. William M. Conley

Defendant Kraft Heinz Foods Company, through its attorney, respectfully moves to dismiss Plaintiff's First Amended Class Action Complaint for lack of subject matter jurisdiction, lack of personal jurisdiction, and failure to state a claim upon which relief can be granted under Rules 12(b)(1), 12(b)(2), and 12(b)(6), respectively. In support, Defendant submits a Memorandum of Law in Support of its Motion to Dismiss First Amended Class Action Complaint.

Dated: August 16, 2021

Respectfully submitted,

By: /s/ Ronald Y. Rothstein
Ronald Y. Rothstein
Sean H. Suber (*Pro Hac Vice Forthcoming*)
WINSTON & STRAWN LLP
35 W. Wacker Dr.
Chicago, IL 60601
Tel.: (312) 558-5600
Fax: (312) 558-5700
Email: rrothstein@winston.com

*Counsel for Defendant
Kraft Heinz Foods Company*